



IT IS ORDERED as set forth below:

Date: October 21, 2016

**Barbara Ellis-Monro
U.S. Bankruptcy Court Judge**

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

IN RE:) CHAPTER 13
Angelo L. Hart,)
Debtor.) CASE NO. 14-69460 - BEM

**ORDER GRANTING DEBTOR'S MOTION TO
RETAIN EXCESS INSURANCE PROCEEDS AND INCUR NEW DEBT**

On September 1, 2016, Debtor filed a Motion to Retain Excess Insurance Proceeds and Incur New Debt("Motion") because Debtor's vehicle was declared a total loss as a result of an automobile accident that occurred on or about May 24, 2016. As a result of the total loss, Debtor's insurance company, Safeco Insurance, has extended a net total loss settlement offer in the amount of \$18,342.51. The payoff owed to the lienholder for the Vehicle is \$10,952.94, leaving excess insurance proceeds in the amount of \$7,389.57. Debtor proposes to retain the insurance proceeds to use as a down payment on a replacement vehicle.

Debtor has been pre-approved to purchase a replacement vehicle, a 2011 Cadillac DTS, in the amount of \$17,007.25. Said loan will be repaid with monthly car payments of \$349.19 at an annual interest rate of 12.79% over sixty (60) months. Upon Notice, the Motion was set for hearing September 27, 2016. No party in interest appeared in opposition to the Debtor's Motion; therefore, it is hereby

ORDERED that the Motion is GRANTED: Debtor is allowed to retain the excess insurance proceeds in the amount of \$7,389.57. Debtor shall use the excess insurance proceeds as a down payment on the above-referenced vehicle loan.

IT IS FURTHER ORDERED that Debtor is authorized to finance the above referenced replacement vehicle or a vehicle with similar value and terms.

IT IS FURTHER ORDERED that within thirty (30) days of this Order, Debtor shall remit to the Chapter 13 Trustee a copy of the contract, evidencing proof of purchase, for the replacement vehicle.

[END OF DOCUMENT]

Prepared By:

/s/
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No Opposition:

/s/ *with express permission*
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